

General Assembly

Bill No. 7506

June Special Session, 2001

LCO No. 9197

Referred to Committee on No Committee

Introduced by:

REP. LYONS, 146th Dist. SEN. SULLIVAN, 5th Dist.

AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE TRANSPORTATION STRATEGY BOARD.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) As used in sections 1 to 4, inclusive, of this act:
- 2 (1) "Board" means the Connecticut Transportation Strategy Board;
- 3 (2) "Department" means the Department of Transportation;
- 4 (3) "Commissioner" means the Commissioner of Transportation;
- 5 (4) "Strategy" means a twenty-year strategic plan for transportation
- 6 in this state and any updates of or other revisions to such plan;
- 7 (5) "TIA corridor plan" means a twenty-year strategic plan for
- 8 transportation in a corridor and any updates or other revisions to such
- 9 plan;
- 10 (6) "Transportation project" means any planning, capital or

- 11 operating project with regard to transportation undertaken by the
- state, provided nothing contained in sections 1 to 4, inclusive, of this
- 13 act shall be deemed to authorize the board to undertake any project
- 14 other than strategic planning;
- 15 (7) "Local planning agency" means a metropolitan planning
- organization, as provided in 23 USC 134, a regional planning agency,
- 17 as provided in section 8-31a of the general statutes, a regional council
- of elected officials, as defined in subsection (b) of section 4-124i of the
- 19 general statutes or a council, as defined in subsection (f) of section 4-
- 20 124c of the general statutes;
- 21 (8) "TIA" means transportation investment area;
- 22 (9) "Coastal corridor" and "coastal corridor TIA" means the
- 23 following towns and the roads, highways, bridges, waterways, ports
- 24 and airports in such towns: Ansonia, Beacon Falls, Bethany, Bethel,
- 25 Bethlehem, Branford, Bridgeport, Bridgewater, Brookfield, Cheshire,
- 26 Danbury, Darien, Derby, East Haven, Easton, Fairfield, Greenwich,
- 27 Guilford, Hamden, Madison, Meriden, Middlebury, Milford, Monroe,
- 28 Naugatuck, New Canaan, New Fairfield, New Haven, New Milford,
- 29 Newtown, North Branford, North Haven, Norwalk, Orange, Oxford,
- 30 Prospect, Redding, Ridgefield, Seymour, Shelton, Sherman, Southbury,
- 31 Stamford, Stratford, Thomaston, Trumbull, Wallingford, Waterbury,
- 32 Watertown, West Haven, Weston, Westport, Wilton, Wolcott,
- 33 Woodbridge and Woodbury;
- 34 (10) "I-84 corridor" and "I-84 TIA" means the following towns and
- 35 the roads, highways, bridges, waterways, ports and airports in such
- 36 towns: Andover, Ansonia, Avon, Barkhamsted, Beacon Falls, Berlin,
- 37 Bethel, Bethlehem, Bloomfield, Bolton, Bridgewater, Bristol,
- 38 Brookfield, Burlington, Canaan, Canton, Cheshire, Colebrook,
- 39 Cornwall, Danbury, Derby, East Granby, East Hartford, East Windsor,
- 40 Ellington, Enfield, Farmington, Glastonbury, Goshen, Granby,
- 41 Hartford, Hartland, Harwinton, Hebron, Kent, Litchfield, Manchester,
- 42 Marlborough, Middlebury, Morris, Naugatuck, New Britain, New

- 43 Fairfield, New Hartford, New Milford, Newington, Newtown,
- 44 Norfolk, North Canaan, Oxford, Plainville, Plymouth, Prospect,
- 45 Redding, Ridgefield, Rocky Hill, Roxbury, Salisbury, Seymour, Sharon,
- 46 Shelton, Sherman, Simsbury, Somers, South Windsor, Southbury,
- 47 Southington, Stafford, Suffield, Thomaston, Tolland, Torrington,
- 48 Union, Vernon, Warren, Washington, Waterbury, Watertown, West
- 49 Hartford, Wethersfield, Winchester, Windsor, Windsor Locks, Wolcott
- and Woodbury;
- 51 (11) "I-91 corridor" and "I-91 TIA" means the following towns and
- 52 the roads, highways, bridges, waterways, ports and airports in such
- 53 towns: Andover, Avon, Berlin, Bethany, Bloomfield, Bolton, Branford,
- 54 Bristol, Burlington, Canton, Chester, Clinton, Cromwell, Deep River,
- 55 Durham, East Granby, East Haddam, East Hampton, East Hartford,
- 56 East Haven, East Windsor, Ellington, Enfield, Essex, Farmington,
- 57 Glastonbury, Granby, Guilford, Haddam, Hamden, Hartford, Hebron,
- 58 Killingworth, Lyme, Madison, Manchester, Marlborough, Meriden,
- 59 Middlefield, Middletown, Milford, New Britain, New Haven,
- 60 Newington, North Branford, North Haven, Old Lyme, Old Saybrook,
- 61 Orange, Plainville, Plymouth, Portland, Rocky Hill, Simsbury, Somers,
- 62 South Windsor, Southington, Suffield, Tolland, Vernon, Wallingford,
- 63 West Hartford, West Haven, Westbrook, Wethersfield, Windsor,
- 64 Windsor Locks and Woodbridge;
- 65 (12) "I-395 corridor" and "I-395 TIA" means the following towns and
- 66 the roads, highways, bridges, waterways, ports and airports in such
- 67 towns: Ashford, Bozrah, Brooklyn, Canterbury, Chaplin, Colchester,
- 68 Columbia, Coventry, East Lyme, Eastford, Franklin, Griswold, Groton,
- 69 Hampton, Killingly, Lebanon, Ledyard, Lisbon, Mansfield, Montville,
- 70 New London, North Stonington, Norwich, Plainfield, Pomfret,
- 71 Preston, Putnam, Salem, Scotland, Sprague, Stafford, Sterling,
- 72 Stonington, Thompson, Union, Voluntown, Waterford, Willington,
- 73 Windham and Woodstock;
- 74 (13) "Southeast corridor" and "Southeast corridor TIA" means the

- 75 following towns and the roads, highways, bridges, waterways, ports
- 76 and airports in such towns: Bozrah, Chester, Clinton, Colchester, Deep
- 77 River, East Lyme, Essex, Franklin, Griswold, Groton, Killingworth,
- 78 Ledyard, Lisbon, Lyme, Montville, New London, North Stonington,
- 79 Norwich, Old Lyme, Old Saybrook, Preston, Salem, Sprague,
- 80 Stonington, Voluntown, Waterford and Westbrook; and
- 81 (14) "Modal" means a mode of transportation, and "multi-modal" 82 means two or more modes of transportation.
- 83 Sec. 2. (NEW) (a) There is created the Connecticut Transportation 84 Strategy Board, the members of which shall be appointed as follows:
- 85 (1) Five members from the private sector who have expertise in transportation, business, finance or law as follows: (A) The Governor shall appoint one member, who shall be the chairperson, and whose 87 88 first term shall expire on June 30, 2005, (B) the president pro tempore 89 of the Senate shall appoint one member whose first term shall expire 90 on June 30, 2004, (C) the speaker of the House of Representatives shall 91 appoint one member whose first term shall expire on June 30, 2003, (D) 92 the minority leader of the Senate shall appoint one member whose first 93 term shall expire on June 30, 2003, and (E) the minority leader of the 94 House of Representatives shall appoint one member whose first term 95 shall expire on June 30, 2002;
 - (2) One member from each TIA, for which position the chairpersons of the board of the local planning agencies in such TIA, after consulting with the participants in such TIA, shall nominate, for consideration by the appointing authority, three individuals who live in such TIA and who have significant experience in and knowledge of local, regional and state governmental processes, including at least one chief elected official in a town in such TIA, and who shall be appointed as follows: (A) The chairpersons of the joint standing committee of the General Assembly having cognizance of matters relating to transportation shall appoint one member from the southeast corridor TIA, whose first term shall expire on June 30, 2002, (B) the president

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- pro tempore of the Senate shall appoint one member from the I-91 corridor TIA, whose first term shall expire on June 30, 2003, (C) the speaker of the House of Representatives shall appoint one member
- from the coastal corridor TIA, whose first term shall expire on June 30,
- 111 2004, (D) the majority leader of the Senate shall appoint one member
- 112 from the I-395 corridor TIA, whose first term shall expire on June 30,
- 113 2005, and (E) the majority leader of the House of Representatives shall
- appoint one member from the I-84 corridor TIA, whose first term shall
- 115 expire on June 30, 2005;
- 116 (3) The Commissioners of Transportation, Environmental 117 Protection, Economic and Community Development and Public Safety,
- and the Secretary of the Office of Policy and Management; and
- (b) Upon the expiration of the term of a member of the board who is
- appointed as provided in subdivision (1) or (2) of subsection (a) of this
- section, each subsequent appointee to the board shall serve for a term
- of four years. No person shall serve as a member of the board for more
- than two consecutive terms. A vacancy in the position of an appointed
- 124 board member shall be filled by the appointing authority for the
- 125 remainder of the term.
- 126 (c) The board may create subcommittees it deems appropriate and
- appoint the members of such subcommittees from among its members.
- 128 Ten members of the board shall be present to constitute a quorum.
- (d) The members of the board shall not be compensated for their
- 130 service as members of the board.
- (e) The board may issue guidelines for coordination and
- 132 organization to the TIAs. These guidelines shall not constitute
- regulations, as defined in subdivision (13) of sections 4-166 of the
- 134 general statutes.
- 135 (f) The staff of the Department of Transportation, the Office of
- 136 Policy and Management and the Department of Economic and

- 137 Community Development shall provide staff assistance to the board.
- 138 Within available appropriations, the board may hire consultants with
- approval by the Secretary of the Office of Policy and Management and
- 140 such consultants shall be procured through the Department of
- 141 Transportation.
- 142 (g) The Transportation Strategy Board is a public agency, as defined
- in section 1-200 of the general statutes, for purposes of the Freedom of
- 144 Information Act, and is a quasi-public agency, as defined in section 1-
- 145 79 of the general statutes, for purposes of chapter 10 of the general
- 146 statutes.
- 147 Sec. 3. (NEW) (a) There are created the following transportation
- 148 investment areas: The coastal corridor TIA, I-84 corridor TIA, I-91
- 149 corridor TIA, I-395 corridor TIA and the southeast corridor TIA.
- 150 (b) The local planning agencies in each TIA shall select the
- participants in the TIA, including, but not limited to, businesses, labor
- unions, trade associations, environmental interest groups and other
- interest groups whose participation the local planning agency believes
- would be valuable to the TIA in the development of a transportation
- 155 plan for the TIA.
- 156 (c) The local planning agencies in each TIA shall determine the
- 157 processes used by such TIA in carrying out its responsibilities under
- this act. For the purposes of carrying out such responsibilities, each
- 159 TIA shall report to the chief executive officers of such local planning
- agencies. Upon request of the local planning agencies, the board shall
- 161 assist such agencies.
- 162 (d) On or before November 15, 2001, the participants in each TIA
- shall prepare an initial TIA corridor plan and deliver such plan to the
- 164 Connecticut Transportation Strategy Board, established pursuant to
- section 2 of this act. Such participants shall deliver full TIA corridor
- 166 plans biennially thereafter, beginning on November 15, 2002. The
- absence of a TIA corridor plan submitted by any TIA shall not prohibit

said board from proposing a strategy as required by section 4 of this act.

- (e) On or before August 1, 2001, the chief executive officers of the local planning agencies in each TIA shall issue notice of an organizational meeting of the participants in the TIA to commence the process of creating a transportation plan for such TIA and to make recommendations for nominations of the board member from such TIA, as provided in subdivision (2) of subsection (a) of section 2 of this act.
- Sec. 4. (NEW) (a) Not later than January 15, 2002, the board shall propose to the General Assembly an initial transportation strategy.
 - (b) In developing the strategy and the revisions, the board shall take into account: (1) The strategic concerns associated with the movement of people and goods; (2) the technological options and multi-modal options, including, but not limited to, transportation by rail, road, air or water, available to address such concerns; (3) the relationship of such concerns and options to sustainable economic growth, environmental quality, urban development, open space, open space preservation, access to employment by residents of the state and public safety; (4) that transportation is a cornerstone of the state's economic vitality and overall quality of life and therefore inextricably linked to other key policies that deal with the state's future including, but not limited to, land use planning, environmental quality, urban vitality and access to quality jobs and services for the state's residents; (5) the connectivity of the state to the northeast, continental and international economies and that the mobility of people and goods within the state are critical to vibrant and sustainable economic growth; (6) that the benefits of leveraging existing transportation assets and infrastructure, especially in urban centers, and the reduction of automobile-oriented demands, are highly desirable; (7) the integration of brownfields remediation and affordable housing and access to employment that should occur as a result of implementing the strategy; (8) the need to

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engage local planning agencies and other relevant constituencies in developing the strategy; (9) the need to engage representatives of the state's major transportation assets and of the transportation industry in the strategy to help ensure that the strategy is multi-modal and integrated; (10) the benefits of technology to expand capacity, enhance safety, provide information and access funding alternatives; (11) the need to fully explore the sources and methodologies for funding investments in transportation infrastructure, and for annual operating and maintenance costs and the regulations applicable to the expenditure of federal and state funds; (12) that the development of appropriate metrics, methodologies and standards is essential for determining customer needs, for evaluating the return transportation investments and for the prioritization of specific projects; (13) that the state needs to play a leadership role with the other northeastern states and the eastern Canadian provinces in developing and advocating a transportation strategy for the northeast region of the continent; (14) that the analyses and decision-making related to transportation initiatives in the strategy needs to be done expeditiously within the existing statutory and regulatory framework and that any amendments to the general statutes or to the Regulations of Connecticut State Agencies that are needed to achieve such objectives should be identified; (15) the development, renovation and expansion of Bradley International Airport; (16) the state conservation and development plan, established pursuant to section 16a-24 of the general statutes; and (17) that the role, including the role of financial incentives, of private sector companies, public agencies and institutions needs to be clearly defined with respect to (A) encouraging and supporting employees to use public transportation, (B) providing employees with appropriate alternatives to the locations at which and during the times they perform their work, including, but not limited to, flexible working hours and telecommuting, (C) developing an effective means for delivering goods within and through the state, and (D) encouraging different sectors to participate with the state in specific initiatives.

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- (c) The board shall design the strategy to achieve the following results:
- (1) Public benefits that consist of (A) stimulating sustainable economic growth and enhancing the quality of life for the residents of the state, and (B) developing and continuously upgrading analytical tools to demonstrate the link between transportation and the public benefits;
- 241 (2) Ease of mobility of people and goods within the state and the 242 TIAs, that consists of (A) reducing traffic congestion, (B) enabling 243 inter-corridor movement within the state, and (C) enabling access to 244 employment opportunities and essential services;
- 245 (3) Connectivity in access to the regional, national and global 246 economies, that consists of (A) improving access (i) to surrounding 247 states, consisting of the Interstate-95 corridor to New York, the 248 Connecticut River Valley and Interstate-91 corridor to Springfield, 249 Massachusetts and southeastern Connecticut to Massachusetts, New 250 York and Rhode Island, and (ii) to the national and global economies; 251 and (B) expanding modal choices for passenger and freight, consisting 252 of (i) developing an airport system that stimulates growth, (ii) linking 253 the state to international rail grids, (iii) developing water-borne 254 alternatives, and (iv) assuring workable freight access to the ports of 255 New York and New Jersey and the corridor related to the North 256 American Free Trade Agreement; and
 - (4) Safety and security that consists of (A) adequately maintaining infrastructure and equipment, and (B) enforcing safe operations and use of the transportation systems by customers and operators.
- 260 (d) In designing the strategy to achieve the results provided in 261 subsection (c) of this section, the board shall evaluate specific tactics 262 and approaches in the strategy by using the following criteria:
- 263 (1) Focusing on people who use transportation systems by (A)

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- 264 involving such people directly in planning and through ongoing 265 market research, (B) creating a seamless interface with state, regional, 266 national and global systems, and (C) developing transportation 267 systems that operate as if they had intelligence, including, but not 268 limited to, systems that provide real-time information to their users;
- 269 (2) Oriented to economic growth by (A) responsiveness to general 270 business needs, (B) responsiveness to specific industry cluster needs, 271 and (C) support for state urban development strategies;
- 272 (3) Being environmentally responsible by (A) improving air quality, 273 (B) leveraging existing assets to minimize impact on wetlands and 274 open space by directing development to the areas of the state that have 275 the infrastructure to support the development, and (C) reducing 276 energy consumption;
- 277 (4) Encouraging and enabling inter-modal links and usage wherever 278 possible, and managing the transportation systems from a multi-modal 279 perspective; and
- 280 (5) Involving the TIAs by (A) building upon natural economic and 281 service areas, (B) enhancing connectivity of all population centers in 282 the state, and (C) implementing strategic priorities through TIAs.
 - (e) The board shall include in the strategy the criteria by which the board, the commissioner and the department will evaluate and prioritize existing and proposed transportation projects.
- 286 (f) The board shall identify in the strategy the tools and measures by 287 which it intends to assess transportation system performance and 288 analyze the value of projects proposed to implement the strategy, 289 including their overall value to the state as a public investment.
- 290 (g) The board shall include in the strategy (1) a projection of the required capital investments and operating costs over the next 292 succeeding ten years and the recommended sources of such funds, (2) 293 a distinction between transportation costs for operations and

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- maintenance and transportation investments which shall (A) be based on the strategy and evaluated against strategic goals, (B) provide additional benefits that are tangible and attainable, (C) include a range of transportation uses including, but not limited to, transit, airways, highways, waterways and freight, to gain public support, (D) reach as many people as possible throughout the entire community in each TIA, and (E) respond to widely perceived needs.
- 301 (h) The board shall review the TIA corridor plan prepared by each 302 TIA, as provided in section 3 of this act, and may incorporate all or 303 parts of such plans in the strategy.
 - (i) In developing and revising the strategy, the board may: (1) Conduct public hearings; (2) consult and cooperate with officials and representatives of the federal government, neighboring states, interstate commissions and authorities, local agencies and authorities, interested corporations and other organizations concerning problems affecting transportation in the state; (3) request and receive from any agency or other unit of the government, of the state or of any political subdivision of the state, or from any public authority, such assistance and data as may be necessary to enable the board to carry out the board's responsibilities under this section; and (4) to the extent the board may deem appropriate, make use of, and incorporate in the strategy, any existing long-range transportation plan, survey or report developed by any public or private agency or person.
 - (j) Copies of the strategy and revisions to the strategy shall be kept on file as a public record in the department.
 - (k) Not later than January 15, 2002, the board shall submit an initial strategy and preliminary projections of the cost necessary to implement the strategy over the first ten years to the Governor and the General Assembly in accordance with section 11-4a of the general statutes. Such strategy shall be subject to approval by the General Assembly. On June 30, 2002, and each December thirty-first and June thirtieth thereafter, the board shall submit a status report on the

- 326 implementation of and any needed revisions to the strategy and the 327 quarterly report provided by the Department of Economic and 328 Community Development, pursuant to subsection (b) of section 6 of 329 this act to the joint standing committee of the General Assembly 330 having cognizance of matters relating to transportation in accordance 331 with section 11-4a of the general statutes. On December 15, 2002, and 332 every two years thereafter, the board shall update or revise the 333 strategy, if necessary, and shall submit a report on implementation of 334 the strategy to the Governor and the General Assembly, as provided in 335 section 11-4a of the general statutes. All such updates and revisions 336 shall be subject to approval by the General Assembly.
- 337 (l) The board shall monitor, for purposes of continued 338 recommendations, the implementation of the strategy by prioritizing 339 transportation projects and the tactics and processes necessary to 340 implement such projects for the purposes of proposed legislative 341 approval.
 - (m) The board shall annually review the proposed operating and capital budgets of the department as they relate to the implementation of the strategy and shall make recommendations to the commissioner, the Governor and the General Assembly.
 - (n) The board shall consult with members and appropriate staff of the state congressional delegation and with appropriate representatives of the United States Department of Transportation with respect to federal transportation funding and initiatives.
- Sec. 5. Subsection (d) of section 2c-2b of the general statutes is amended by adding subdivision (28) as follows:
- 352 (NEW) (28) The Connecticut Transportation Strategy Board.
- Sec. 6. (NEW) (a) The Commissioner of Economic and Community
 Development and the executive directors of the Connecticut
 Development Authority and Connecticut Innovations, Incorporated

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- shall submit an impact statement for each project new to the state or new construction and seek funding from said entities to the Connecticut Transportation Strategy Board, created pursuant to section 2 of this act, summarizing whether or not such project
- 360 conforms to the strategy said board submits to the General Assembly
- in accordance with section 4 of this act.

other entity it deems necessary.

- 362 (b) On or before July 1, 2002, and quarterly thereafter, the 363 Commissioner of Economic and Community Development shall update the board on all project activities occurring during such 365 quarter.
- 366 Sec. 7. (NEW) The Commissioner of Economic and Community 367 with the Development, in consultation Commissioner 368 Transportation, shall collaborate with the towns and cities in the state 369 to promote and market areas of retail sales and services surrounding 370 rail, bus terminals, airports and ports around the state. The 371 Commissioner of Economic and Community Development may use 372 the services of the Connecticut Economic Resource Center and any
- Sec. 8. (NEW) (a) There is established a Bradley Board of Directors to oversee the operation and development of Bradley International Airport.
- 377 (b) The Bradley Board of Directors shall consist of seven members, 378 appointed as follows: The Commissioner of Transportation and the 379 Commissioner of Economic and Community Development, each 380 serving ex-officio, a representative appointed by the speaker of the 381 House of Representatives from the Connecticut Transportation 382 Strategy Board, created by section 2 of this act, a representative 383 appointed by the minority leader of the House of Representatives from 384 among the members of the Bradley International Community 385 Advisory Board, as created by section 11 of this act and three private 386 sector members appointed as follows: (A) The Governor shall appoint 387 one member, who shall be the chairperson, and whose first term shall

- expire on June 30, 2005, (B) the president pro tempore of the Senate shall appoint one member whose first term shall expire on June 30, 2005, (C) the minority leader of the Senate shall appoint one member whose first term shall expire on June 30, 2005. The term of office of each successor shall be four years.
- 393 (c) Each member before entering upon the member's duties shall 394 take and subscribe to the oath required by article XI, section 1 of the 395 State Constitution.
- (d) The appointed members shall be senior business leaders or executives who have management experience with corporate or institutional organizations, and shall include individuals who have expertise and experience in one or more of the following areas: Financial planning, budgeting and assessment, marketing, master planning, strategic planning and transportation management.
 - (e) A member who misses three consecutive meetings shall be deemed to have resigned.

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- 404 (f) The Bradley Board of Directors shall elect a vice-chairperson 405 annually from among the appointed members.
 - (g) The powers of the Bradley Board of Directors shall be vested in and exercised by not less than five of its members. Such number of members shall constitute a quorum and the affirmative vote of a majority of the members present at a meeting of the board shall be necessary for any action of the Bradley Board of Directors.
- (h) Members of the Bradley Board of Directors shall receive no compensation. The Bradley Board of Directors is a public agency, as defined in section 1-200 of the general statutes, for purposes of the Freedom of Information Act, and is a quasi-public agency, as defined in section 1-79 of the general statutes, for purposes of chapter 10 of the general statutes.
- Sec. 9. (NEW) The Bradley Board of Directors shall have the duty

418 and authority to: (1) In consultation with the Commissioner of 419 Transportation, develop an organizational and management structure 420 that will best accomplish the goals of Bradley International Airport; (2) 421 approve the annual capital and operating budget of Bradley 422 International Airport; (3) act in cooperation with the Connecticut 423 Transportation Strategy Board, created pursuant to section 2 of this act; 424 (4) advocate for Bradley International Airport's interests and ensure 425 that Bradley International Airport's potential as an economic 426 development resource for the state and region are fully realized; (5) 427 ensure that an appropriate mission statement and set of strategic goals 428 for Bradley International Airport are established and that progress 429 toward accomplishing the mission and strategic goals is regularly 430 assessed; (6) approve Bradley International Airport's master plan; (7) 431 establish and review policies and plans for marketing the airport and 432 for determining the best use of airport property; (8) ensure appropriate 433 independent expertise is available to advise the Bradley Board of 434 Directors, particularly in the areas of strategy and marketing and select 435 consultants as necessary, for purposes related to strategy and 436 marketing, pursuant to procedures established by the board; (9) ensure 437 customer service standards, performance targets and performance 438 assessment systems are established for the airport enterprise; (10) 439 approve community relations policies and ensure that the community 440 advisory board, created pursuant to section 11 of this act, operates 441 effectively to ensure that community comment and information is 442 regularly and fully considered in decisions related to Bradley 443 International Airport; (11) create a code of conduct for the Bradley 444 Board of Directors consistent with part I of chapter 10 of the general 445 statutes; (12) report to the Governor and the General Assembly on an 446 annual basis; (13) establish procedures to review significant contracts, 447 other than collective bargaining agreements, relating to the operation 448 of Bradley International Airport prior to approval, which procedures 449 shall require completion of each such review no later than ten business 450 days after the board receives the contract; and (14) adopt rules for the 451 conduct of its business which shall not be considered regulations, as

defined in subdivision (13) of section 4-166 of the general statutes.

453 Sec. 10. (NEW) For administrative purposes only, the Bradley Board 454 of Directors shall perform its functions within the Department of 455 Transportation. The administrative functions of the board of directors 456 shall be performed by the Department of Transportation and the costs 457 thereof, including the cost of consultants recommended to advise the 458 Bradley Board of Directors, may be reimbursed by the Enterprise 459 Fund. Consultants recommended by the Bradley Board of Directors 460 shall be engaged by the Department of Transportation but shall report 461 to the Bradley Board of Directors. The selection and engagement of 462 consultants for the Bradley Board of Directors shall be exempt from 463 sections 13b-20b to 13b-20m, inclusive, and sections 4-212 to 4-219, 464 inclusive, of the general statutes.

- Sec. 11. (NEW) (a) A Bradley International Community Advisory Board is established to represent the interests of the communities and the region surrounding Bradley International Airport. The community advisory board shall work with the airport administration and issue semi-annual reports to the Bradley Board of Directors. The community advisory board shall utilize the Bradley Board of Directors as a resource to support its development initiatives.
- (b) The community advisory board shall consist of the chief elected officials of Windsor, Windsor Locks, East Granby and Suffield.
 - (c) The community advisory board shall have two core purposes: (1) To provide a regular communication vehicle between airport administrators and nearby towns on issues of concern to residents such as noise and traffic, and (2) to advise the Bradley Board of Directors on issues of transportation, land use, planning, zoning and economic development on land surrounding the airport or in close proximity to it. For the purposes of subdivision (2) of this subsection, there shall be a subcommittee, appointed by the community advisory board, made up of each town's manager or planner, together with representatives from regional organizations including: The Capital

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- Region Council of Governments, Greater Hartford Growth Council,
- 485 Springfield Regional Planning Agency and the Department of
- 486 Economic and Community Development. The subcommittee shall
- 487 work to develop new businesses around the airport and shall report to
- 488 the community advisory board on a regular basis on its activities.
- (d) Members of the community advisory board and the development committee shall be considered members of an advisory board for the purposes of the part I of chapter 10 of the general
- 492 statutes.
- Sec. 12. Section 15-101l of the general statutes is repealed and the following is substituted in lieu thereof:
- 495 (a) The State Bond Commission may authorize the issuance of 496 bonds of the state in one or more series and in principal amounts 497 necessary to carry out the purposes of sections 15-101k to 15-101p, 498 inclusive, as amended by this act. [but not in excess of the aggregate 499 amount of two hundred ninety-four million dollars, provided any 500 special obligation bonds issued to finance self-sustaining special 501 facilities payable solely from revenues derived from such special 502 facilities and not payable from gross operating revenues pledged to 503 secure bonds issued pursuant to an indenture of trust dated as of 504 October 1, 1982, as amended from time to time, shall not be included in 505 calculating said maximum aggregate amount of bonds.] Such bonds 506 shall be payable from all or a portion of the revenues of Bradley 507 International Airport, as may be specified in the proceedings 508 authorizing such bonds, and may include, among other types of bonds, 509 special purpose revenue bonds payable solely from revenues derived 510 from special purpose facilities, bonds payable from particular sources 511 of revenues and bonds payable in whole or in part from passenger 512 facility charges to the extent permitted under applicable federal law. 513 The Commissioner of Transportation shall evidence a request to issue 514 bonds by filing with the Treasurer a resolution duly adopted by the 515 board identifying the projects or other improvements to be acquired,

516 constructed and installed at Bradley International Airport and 517 requesting issuance by the state of bonds to finance such projects and 518 other improvements; the Treasurer thereupon shall file a request for 519 the issuance of such bonds with the Secretary of the State Bond 520 Commission. The board of directors may appoint a finance or other 521 committee of the board of one or more officers or employees to serve 522 as the board's authorized delegate in connection with the issuance of 523 bonds pursuant to this section.

(b) Bonds issued pursuant to [subsection (a) of] this section shall be special obligations of the state and shall not be payable from nor charged upon any funds other than the revenues pledged to the payment thereof, nor shall the state or any political subdivision thereof be subject to any liability thereon except to the extent of such pledged revenues. The issuance of bonds under the provisions of sections 15-101k to 15-101p, inclusive, as amended by this act, shall not directly or indirectly or contingently obligate the state or any political subdivision thereof to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment. The bonds shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the state or of any political subdivision thereof, except the property mortgaged or otherwise encumbered under the provisions and for the purposes of sections 15-101k to 15-101p, inclusive, as amended by this act. The substance of such limitation shall be plainly stated on the face of each bond. Bonds issued pursuant to sections 15-101k to 15-101p, inclusive, as amended by this act, shall not be subject to any statutory limitation on the indebtedness of the state and such bonds, when issued, shall not be included in computing the aggregate indebtedness of the state in respect to and to the extent of any such limitation.

(c) The bonds referred to in [subsection (a) of] this section may be executed and delivered at such time or times, shall be dated, shall bear interest at such rate or rates, including variable rates to be determined in such manner as set forth in the proceedings authorizing the issuance

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of the bonds, provide for payment of interest on such dates, whether before or at maturity, shall mature at such time or times not exceeding forty years from their date, have such rank or priority, be payable in such medium of payment, be issued in coupon, registered or book entry form, carry such registration and transfer privileges and be subject to purchase or redemption before maturity at such price or prices and under such terms and conditions, including the condition that such bonds be subject to purchase or redemption on the demand of the owner thereof, all as may be [provided] determined by the State Bond Commission. The State Bond Commission shall determine the form of the bonds, including any interest coupons to be attached thereto, the manner of execution of the bonds, the denomination or denominations of the bonds and the place or places of payment of principal and interest, which may be at any bank or trust company within or without the state. Prior to the preparation of definitive bonds, the State Bond Commission may, under like restrictions, [issue] provide for the issuance of interim receipts or temporary bonds, with or without coupons, exchangeable for definitive bonds when such bonds have been executed and are available for delivery. If any of the officers whose signatures appear on the bonds or coupons cease to be officers before the delivery of any such bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes, the same as if they had remained in office until delivery.

(d) Any bonds issued under the authority of sections 15-101k to 15-101p, inclusive, as amended by this act, may be sold at public sale on sealed proposals or by negotiation in such manner, at such price and at such time or times as may be determined by the Treasurer to be most advantageous, subject to the approval of the State Bond Commission. The state may pay from the proceeds of the bonds all costs and expenses which the Treasurer may deem necessary or advantageous in connection with the authorization, sale and issuance thereof, including the cost of interest on any short-term financing authorized under subsection (b) of section 15-101n.

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(e) The principal of and interest on any bonds issued pursuant to [subsection (a) of] this section shall be secured by a pledge of the revenues out of which such bonds shall be made payable. They may be secured by a mortgage covering all or any part of the project from which the revenues so pledged may be derived or by a pledge of one or more leases, sale contracts or loan agreements with respect to such project or by a pledge of one or more notes, debentures, bonds or other secured or unsecured debt obligations of any lessee or contracting party under a loan agreement or sale contract or by a pledge of reserve and sinking funds established pursuant to the resolution authorizing the issuance of the bonds and any other funds and accounts, including proceeds from investment of any of the foregoing, established pursuant to this chapter or the proceedings authorizing the issuance of such bonds, and by moneys paid under a credit facility, including but not limited to, a letter of credit or policy of bond insurance, issued by a financial institution pursuant to an agreement authorized by such proceedings.

(f) The proceedings under which the bonds are authorized to be issued pursuant to [subsection (a) of] this section, and any mortgage given to secure the same, may, subject to the provisions of the general statutes, contain any agreements and provisions customarily contained in instruments securing bonds, including, but not limited to: (1) Provisions respecting custody of the proceeds from the sale of the bonds, including their investment and reinvestment until used for the cost of the project; (2) provisions respecting the fixing and collection of rents or payments with respect to the facilities of Bradley International Airport and the application and use of passenger facility charges; (3) the terms to be incorporated in the lease, sale contract or loan agreement with respect to the project; (4) the maintenance and insurance of the project; (5) the creation, maintenance, custody, investment and reinvestment and use of the revenues derived from the operation of Bradley International Airport; (6) establishment of reserves or sinking funds, and such accounts thereunder as may be established by the State Bond Commission, and the regulation and

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616 disposition thereof; (7) the rights and remedies available in case of a 617 default to the bondholders or to any trustee under any lease, sale 618 contract, loan agreement, mortgage or trust indenture; (8) 619 reimbursement agreements remarketing agreements, standby bond purchase agreements or similar agreements in connection with 620 621 obtaining any credit or liquidity facilities including, but not limited to, 622 letters of credit or policies of bond insurance [, remarketing 623 agreements and agreements for the purpose of moderating interest 624 rate fluctuations, and of and such other agreements entered into 625 pursuant to section 3-20a; (9) provisions for the issuance of additional 626 bonds on a parity with bonds theretofore issued, including 627 establishment of coverage requirements with respect thereto; [and] (10) 628 covenants to do or to refrain from doing such acts and things as may 629 be necessary or convenient or desirable in order to better secure any 630 bonds or to maintain any federal or state exemption from tax of the 631 interest on such bonds; and (11) provisions or covenants of like or 632 different character from the foregoing which are consistent with the 633 provisions of this chapter and which the State Bond Commission 634 determines in such proceedings are necessary, convenient or desirable 635 in order to better secure the bonds or bond anticipation notes, or will 636 tend to make the bonds or bond anticipation notes more marketable, 637 and which are in the best interests of the state. The proceedings under 638 which the bonds are authorized, and any mortgage given to secure the 639 same, may further provide that any cash balances not necessary (A) to 640 pay the cost of maintaining, repairing and operating the facilities of 641 Bradley International Airport, (B) to pay the principal of and interest 642 on the bonds as the same shall become due and payable, and (C) to 643 create and maintain reserve and sinking funds as provided in any 644 authorizing resolution, or other proceedings shall be deposited into 645 Ithe General Fund of the state at designated intervals, or be deposited 646 in] a Bradley International Airport working fund to be held in trust by 647 the treasurer and applied to future debt service requirements or other 648 general airport purposes.

(g) In the discretion of the State Bond Commission, bonds issued

pursuant to [subsection (a) of] this section may be secured by a trust indenture by and between the state and a corporate trustee, which may be any trust company or bank having the powers of a trust company within or without the state. Such trust indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law, including covenants setting forth the duties of the state in relation to the exercise of its powers pursuant to sections 15-101k to 15-101p, inclusive, as amended by this act, and the custody, safeguarding and application of all moneys. The state may provide by such trust indenture for the payment of the proceeds of the bonds and the revenues from the operation of Bradley International Airport to the trustee under such trust indenture or other depository, and for the method of disbursement thereof, with such safeguards and restrictions as it may determine. All expenses incurred in carrying out such trust indenture may be treated as a part of the operating expenses of the project. If the bonds shall be secured by a trust indenture, the bondholders shall have no authority to appoint a separate trustee to represent them.

(h) Any pledge made by the state shall be valid and binding from the time when the pledge is made, and the revenues or property so pledged and thereafter received by the state shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act. The lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the state, irrespective of whether such parties have notice thereof. Neither the resolution nor any other instrument by which a pledge is created need be recorded.

(i) The Treasurer shall have power out of any funds available therefor to purchase bonds or notes of the state issued pursuant to this section and section 15-101n. The Treasurer may hold, pledge, cancel or resell such bonds, subject to and in accordance with agreements with bondholders.

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- (j) Whether or not the notes and bonds are of such form and character as to be negotiable instruments under the terms of the Uniform Commercial Code, the notes and bonds are hereby made negotiable instruments within the meaning of and for all purposes of the Uniform Commercial Code, subject only to the provisions of the notes and bonds for registration.
- (k) Any moneys held by the Treasurer with respect to Bradley International Airport, or by a trustee pursuant to a trust indenture, subject to the provisions of such indenture, including proceeds from the sale of any bonds and notes, and revenues, receipts and income from the operation of Bradley International Airport may be invested and reinvested in such obligations, securities, and other investments, including without limitation participation certificates in the Short Term Investment Fund created in section 3-27a, or deposited or redeposited in such bank or banks, all as shall be authorized by the State Bond Commission in the proceedings authorizing the issuance of the bonds and notes.
- (1) For the purposes of sections 15-101k to 15-101p, inclusive, as amended by this act, the costs of the project payable out of the proceeds of bonds issued pursuant to [subsection (a)] this section shall include: (i) Expenses and obligations incurred for labor and materials in connection with the construction of the project; (ii) the cost of acquiring by purchase, if such purchase shall be deemed expedient, and the amount of any award or final judgment in any proceedings to acquire by condemnation, such land, property rights, rights-of-way, franchises, easements and other interests in land as may be deemed necessary or convenient in connection with such construction or with the operation of the project, and the amount of any damages incident thereto; (iii) the costs of all machinery and equipment acquired in connection with the project, (iv) reserves for the payment of the principal of and interest on any notes and bonds issued pursuant to this section and section 15-101n, and interest accruing on any such notes, during construction of the project and for six months after

- 716 completion of such construction, (v) initial working capital, expenses 717 of administration properly chargeable to the construction or 718 acquisition of the project, legal, architectural and engineering expenses 719 and fees, costs of audits, costs of preparing and issuing any notes and 720 bonds pursuant to this section and section 15-101n, and (vi) all other 721 items of expense not elsewhere specified incident to the planning, 722 acquisition and construction of the project or of the placing of the same 723 in operation.
 - (m) None of the bonds authorized pursuant to [subsection (a) of] this section [,] shall be issued and sold except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or on [his] said secretary's behalf and stating such terms and conditions as said commission, in its discretion, may require.
 - (n) For purposes of sections 15-101k to 15-101p, inclusive, <u>as amended by this act</u>, the term "project" shall refer to the renovations and improvements to be acquired and constructed at Bradley International Airport [described in section 15-101k] <u>as may be specified from time to time by the board in a resolution as contemplated by subsection (a) of this section.</u>
- Sec. 13. Section 15-101n of the general statutes is repealed and the following is substituted in lieu thereof:
- 739 (a) Any bonds issued under the provisions of [subsection (a) of] 740 section 15-101l, as amended by this act, or to refund any such bonds 741 issued under such section, and at any time outstanding may at any 742 time from time to time be refunded by the state by the issuance of its 743 refunding bonds in such amounts as the State Bond Commission may 744 deem necessary, but not exceeding an amount sufficient to refund the 745 principal of the bonds to be so refunded, any unpaid interest thereon 746 and any premiums and commissions necessary to be paid in 747 connection therewith and to pay costs and expenses which the

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Treasurer may deem necessary or advantageous in connection with the authorization, sale and issuance of refunding bonds. Any such refunding may be effected whether the bonds to be refunded shall have matured or shall thereafter mature. All refunding bonds issued hereunder shall be payable [solely from the revenues out of which the bonds to be refunded thereby are payable] and shall be subject to and may be secured in accordance with the provisions of section 15-101l, as amended by this act.

- (b) Whenever the State Bond Commission has adopted a resolution authorizing bonds pursuant to [subsection (a) of] section 15-1011, <u>as amended by this act</u>, the Treasurer may, pending the issue of such bonds, issue, in the name of the state, temporary notes and any renewals thereof in anticipation of the proceeds from the sale of such bonds, which notes and any renewals thereof shall be designated "Bond Anticipation Notes". Such portion of the proceeds from the sale of such bonds as may be so required shall be applied to the payment of the principal of and interest on any such bond anticipation notes which have been issued. The principal of and interest on any bond anticipation notes issued pursuant to this subsection may be repaid from pledged revenues or other receipts, funds or moneys pledged to the repayment of the bonds in anticipation of which the bond anticipation notes are issued, to the extent not paid from the proceeds of renewals thereof or of the bonds.
- Sec. 14. Section 15-1010 of the general statutes is repealed and the following is substituted in lieu thereof:
 - (a) It is hereby determined that the purposes of sections 15-101k to 15-101p, inclusive, <u>as amended by this act</u>, are public purposes and that the state will be performing an essential governmental function in the exercise of the powers conferred upon it hereunder. The state covenants with the purchasers and all subsequent holders and transferees of notes and bonds issued by the state pursuant to sections 15-101l and 15-101n, <u>as amended by this act</u>, in consideration of the

acceptance of and payment for the notes and bonds, that the principal and interest of such notes and bonds shall at all times be free from taxation, except for estate and gift taxes, imposed by the state or by any political subdivision thereof but the interest on such notes and bonds shall be included in the computation of any excise or franchise tax. The Treasurer is authorized to include this covenant of the state in any agreement with the holder of such notes or bonds. Any notes or bonds issued by the state pursuant to sections 15-1011 and 15-101n, as amended by this act, may be issued on a basis that provides that the interest thereon is intended to be exempt or not to be exempt from federal income taxation, as may be determined by the Treasurer.

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(b) Bonds issued under the authority of [subsection (a) of] section 15-101l, as amended by this act, are hereby made securities in which all public officers and public bodies of the state and its political subdivisions, all insurance companies, credit unions, building and loan associations, investment companies, banking associations, trust companies, executors, administrators, trustees and other fiduciaries and pension, profit-sharing and retirement funds may properly and legally invest funds, including capital in their control or belonging to them. Such bonds are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the state for any purpose for which the deposit of bonds or obligations of the state is now or may hereafter, be authorized by law.

Sec. 15. Section 15-101p of the general statutes is repealed and the following is substituted in lieu thereof:

All revenue from the operation of Bradley International Airport shall be paid to the State Treasurer to be held in trust, and the Treasurer shall not commingle such moneys with any other moneys. Such moneys shall be deposited in a separate account or accounts in banks or trust companies organized under the law of the state or in national banking associations doing business in the state, provided

812 that the Treasurer shall have power to contract with the holders of any 813 notes or bonds issued pursuant to sections 15-101l or 15-101n, as 814 amended by this act, or with a trustee acting pursuant to a trust 815 indenture for the benefit of such holders, as to the custody, collection, 816 securing, investment and application of the proceeds of such notes and 817 bonds and of the revenue from the operation of Bradley International 818 Airport, and to carry out such contracts. Such account or accounts shall 819 constitute a separate nonlapsing enterprise fund to be known as the "Bradley Enterprise Fund". 820

821 Sec. 16. (a) The sum of fifty million dollars appropriated to the 822 Department of Transportation, in subsection (a) of section 47 of house 823 bill 7501 of the current session shall be used for the purpose of:(1) 824 funding the Jobs Access program which provides later evening bus 825 service route extensions and customized paratransit services for 826 residents in the cities of Bridgeport, Hartford, New Haven and 827 Waterbury; (2) expanding existing commuter parking lots state-wide; 828 (3) marketing an employer-sponsored pretax commuter benefit program to be known as the "Deduct-A-Ride" program; (4) a design 829 830 study for an Orange/West Haven rail station with parking for one 831 thousand commuters; (5) a site selection study for the expansion of the 832 New Haven Line rail maintenance facilities' capacity and to purchase 833 land for a new rail service maintenance facility; (6) providing funding 834 to expand bus services connecting with rail services in the Coastal 835 Corridor, as defined in subdivision (9) of section 1 of this act; (7) 836 improving and further developing an Accident Clearance Policy to 837 minimize the number of accidents on Interstate Route I-95 and the 838 Merritt Parkway and enhancing hours of truck safety stations; (8) 839 analyzing and recommending the appropriateness of peak hour on-840 ramp closures on Interstate I-95, located in the Coastal Corridor, as 841 defined in subdivision (9) of section 1 of this act, including how such 842 closures would alleviate traffic congestion; (9) partnering with Amtrak, 843 Metro-North and rail labor unions to allow Shore-Line-East trains to 844 run through New Haven to Bridgeport, Stamford and Greenwich for a 845 two-year trial period; (10) partnering with Amtrak to provide an

846 additional peak period train for a two-year trial period and to promote 847 monthly tickets from Connecticut to Penn Station; (11) expanding 848 Fairfield County inter-regional service by purchasing ten new buses 849 and providing funding for additional local bus service; (12) providing 850 operating funding to expand bus services for existing and new western 851 Connecticut commuters to utilize Metro-North's Upper Harlem Line 852 for commuting to New York City and White Plains; (13) developing 853 (A) operational and fiscal plans for the expansion of local and regional 854 bus services to coordinate with rail and ferry schedules for service to 855 area attractions, and (B) a single ticket fare structure for such services 856 in the Southeast Corridor, as defined in subdivision (13) of section 1 of 857 this act; (14) a study to refine the traffic and transportation needs and 858 modal options of the Southeast Corridor, as defined in subdivision (13) 859 of section 1 of this act; (15) expanding express bus service in the 860 Hartford area; (16) continuing the efforts of the Capitol Region Council 861 of Governments to support the Hartford to New Britain Bus Way; (17) 862 a study of the infrastructure cost and operating characteristics of rail 863 commuter services from New Haven to Springfield, including Bradley 864 International Airport; (18) safety and operational improvements at 865 Interstate I-84 interchanges from Danbury to Newtown; (19) funding a 866 safety and capacity study of Route 8 from Seymour to Waterbury; (20) 867 funding a high speed ferry from Bridgeport to Stamford to New York; 868 (21) funding for the implementation of a demonstration project for a 869 freight Feeder Barge Service in Long Island Sound between the port 870 facilities of New York and New Jersey and Bridgeport Harbor in 871 Bridgeport and New Haven Harbor in New Haven; (22) funding 872 administrative and consulting services for the Connecticut 873 Transportation Strategy Board established by section 2 of this act for 874 the fiscal years ending June 30, 2002, and June 30, 2003, in an amount 875 not exceeding five hundred thousand dollars per year; and (23) such 876 other specific strategic transportation improvements.

(b) Work on the projects and activities set forth in subsection (a) of this section shall commence on or after July 1, 2001.

879	Sec. 1	17. Subdi	visioı	n (27) of	subsection	on (d) of secti	ion	2c-2t	of the
880	general	statutes	and	sections	15-101r	and	15-101s	of	the	general
881	statutes are repealed.									

Sec. 18. This act shall take effect from its passage, except that section 883 8 shall take effect July 1, 2001.